

Application No.: 10/612,085

Docket No.: 21482-00062-US1

REMARKS

Claims 1, 3-12, and 14 are now pending in this application. Claim 1 is independent. Claims 1, 3-6, 12, and 14 have been amended, and claims 2 and 13 have been canceled by this amendment.

Allowable Subject Matter

Applicant notes with appreciation the indication that claim 13 is drawn to allowable subject matter, and would be allowed if rewritten in independent form. Accordingly, independent claim 1 has been amended to incorporate the allowable subject matter of claim 13 and claim 2, from which claim 13 depends. Claims 2 and 13 have been canceled. Thus, the remaining dependent claims depending from claim 1 are also now allowable.

§112. ¶ 1 Enablement Rejection

Withdrawal of the rejection of claims 1 and 14 under 35 U.S.C. §112, first paragraph, as not being enabled by the Specification, is requested. Independent claim 1 has been amended to include the allowable subject matter of claim 13, and dependent claim 14 has been amended to depend from now-allowable claim 1, thus rendering the enablement rejection moot.

Anticipation Rejection Over Gumley et al.

Withdrawal of the rejection of claims 1 and 7-10 under 35 U.S.C. §102(b) as being anticipated by Gumley et al. (WO 98/45919) is requested.

Independent claim 1 has been amended to incorporate the allowable subject matter of claim 13, thus rendering the anticipation rejection moot. Claims 7-10 depend from allowable claim 1.

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Unpatentability Rejection Over Gumley in View of Napiorkowski and Peterson

Withdrawal of the rejection of claim 11 under 35 U.S.C. §103(a) as being unpatentable over Gumley et al. in view of Napiorkowski et al. (US 5,880,919) and Peterson et al. (US 4,347,539) is requested.

Claim 11 ultimately depends from now allowable claim 1, thus rendering the unpatentability rejection moot.

Unpatentability Rejection Over Gumley in View of Lange

Withdrawal of the rejection of claims 2-6 under 35 U.S.C. §103(a) as being unpatentable over Gumley et al. in view of Lange (US 5,569,972) is requested.

Claim 2 has been canceled, and claims 3-6 have been amended to depend from now allowable claim 1, thus rendering the unpatentability rejection moot.

Unpatentability Rejection Over Gumley in View of Lange and Kawiecki

Withdrawal of the rejection of claims 12 and 14 under 35 U.S.C. §103(a) as being unpatentable over Gumley et al. in view of Lange and Kawiecki (US 3,588,576) is requested.

Claims 12 and 14 have been amended to depend from now-allowable claim 1, thus rendering the unpatentability rejection moot.

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Conclusion

Consideration and allowance of the amended claims is respectfully requested.

In view of the above amendment, applicant believes that pending claims 1, 3-12, and 14 in this application is in condition for allowance.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21482-00062-US1 from which the undersigned is authorized to draw.

Respectfully submitted,

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